

ASSIGNED

Serial No. 10036

**AMENDED
APPLICATION FOR PERMIT****TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of first receipt and filing in State Engineer's office OCT 10 1936
Returned to applicant for correction APR 19 1937
Corrected application filed JUN 10 1937

The undersigned Black Mammoth Consolidated Mining Company
Name of applicant
of Tonopah, County of Nye,

State of Nevada, hereby make application for
permission to appropriate the public waters of the State of Nevada, as
hereinafter stated. (If applicant is a corporation, give date and place
of incorporation.) Incorporated under the laws of the State of Nevada,
December 21, 1920.

1. The source of the proposed appropriation is Silver Peak Spring
Name of stream, lake, or other source
2. The amount of water applied for is 20 second-feet.
One-second-foot equals 40 miners' inches
3. The water to be used for Mining, milling and domestic
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 22, T. 2 S., R. 39 E., MDM, whence N $\frac{1}{4}$ Cor. Sec. 22 bears
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.
N 62°10' W 1970 ft.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is _____
- (b) Description of land to be irrigated _____
Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about _____ and end about _____, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horsepower.
- (e) Works to be located NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 6, T. 2 S., R. 39 E., MDM
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.
- (f) Point of return of water to stream The water that is not consumed in
the mining, milling and domestic use will be returned in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 6, T. 2 S., R. 39 E., MDM. and run down Custer Gulch toward Clayton Valley.
- (g) State number and kinds of animals to be watered _____
- (h) Use will begin about Jan. 1st and end about Dec. 31st, of each year.
Month Month
- (i) Remarks _____

DESCRIPTION OF PROPOSED WORKS

Pipe line, 13,380' long.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$50,000.00

6. Estimated time required to construct works 2 years

7. Remarks Water has been used for mining, milling and domestic

For use of applicant

purposes by Pittsburg Silver Peak Gold Mining Company and their
predecessors in interest for 50 years

Black Mammoth Consolidated Mining Company
, Applicant.

By Fred Vollmar

by C.A.L.

Compared AB-CT

This sheet inspected

, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all prior rights. It is understood that the two cubic feet of water per second herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State reserves the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed two (2) cubic feet per second.

Actual construction work shall begin on or before April 1, 1938

Proof of commencement of work shall be filed before May 1, 1938

Work must be prosecuted with reasonable diligence and be completed on or before April 1, 1940

Proof of completion of work shall be filed before May 1, 1940

Application of water to beneficial use shall be made on or before

April 1, 1941 . Proof of the application of water to beneficial

use must be filed with State Engineer on or before May 1, 1941

Map Filed JUN 10 1937

Proof of commencement of work filed JAN 31 1938 WITNESS MY HAND AND SEAL this 27th day

Proof of completion of work filed JUN 17 1940

Proof of Beneficial use filed APR 5 1941 for 0.334 cfs of October 1937

Certificate No. 2627 for January 21, 1942, Mining, Milling & Domestic Use

Recorded January 24, 1942, p. 5, Page 850

Comerford County Records

Alfred Merritt Smith

State Engineer.

By

Hugh A. Schamberger, Deputy State Engineer

Compared AMG-CT